

FINAL

**THIRD TAXING DISTRICT  
MAY 9, 2005  
REGULAR MEETING**

**ATTENDANCE:** David Brown, Chairman; Paul Coggin.

**STAFF:** George Leary, General Manager; John Stoops.

**OTHERS:** Attorney Larry Dennin; Chris Larose; Timothy Oman, Oman Landscaping

Chairman Brown called the meeting to order at 7:13 p.m.

**PUBLIC COMMENT**

Mr. Chris Larose spoke to the Commission about painting the flag poles and three utility poles at Liberty Square. He stated that he owned the building across the street and the flag pole had not been painted since 1985 or before. He reported that he had researched flag pole painters on the internet and found that it was more expensive to find someone locally to do the work, so he looked outside the area and obtained a reasonable quote from Garold Hoose in the amount of \$1,700. He reported that Mr. Hoose came out to the location on Sunday and said he could do the work. Chairman Brown stated that the Commission had been thinking about doing this for a long time and the funds to paint the flag pole had been approved.

**\*\* MR. BROWN MOVED TO WAIVE THE THREE BID REQUIREMENT RULE  
IN LIGHT OF MR. LAROSE BRINGING THIS TO THE COMMISSION'S  
ATTENTION AND TO ACCEPT THE BID FROM GAROLD HOOSE TO PAINT  
THE FLAGPOLE AT LIBERTY SQUARE FOR AN AMOUNT NOT TO  
EXCEED \$2,000.**

**\*\* MR. COGGIN SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

Mr. Coggin stated that he understood from Attorney Dennin that the old generator was missing from the office. Mr. Leary replied that it was not missing but it had been taken to the dump. Mr. Coggin stated that the Civil Air Patrol had a need for it and he was disappointed that Mr. Leary did not remember to call him before removing it to the dump. Mr. Leary apologized for the misunderstanding and stated that the generator was weathered, the battery charger and transport switch did not work, and he felt that it was junk and not useable.

**APPROVAL OF MINUTES OF MEETING OF MARCH 21, 2005, AND  
APRIL 19, 2005 AND APRIL 19 SPECIAL MEETING**

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Minutes of March 21, 2005

Mr. Coggin stated that the corrections noted at the April 19th meeting had not been made to the minutes. The Commission concurred to redraft the minutes of March 21, 2005, with the corrections made, and to table its approval for the next meeting.

Minutes of April 19, 2005

The following changes were made to the April 19, 2005 minutes: Page 2: Purchase of Paper and Envelopes: Motion: Change stationery to paper and envelopes. Page 4: Third and fourth sentences: Clarify that Mr. Stoops was speaking in both sentences. Page 4: Third paragraph: Second sentence: Change spelling of name from Mokay to Maccaie.

- \*\* CHAIRMAN BROWN MADE A MOTION TO APPROVE THE MINUTES OF THE APRIL 19, 2005 MEETING AS AMENDED.**
- \*\* MR. COGGIN SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**

The following change was made to the April 19, 2005 Special Meeting minutes: Add to attendance: Maurice Sculley, Executive Director, CMEEC. MOTION: Correct spelling to AUTHORIZE. Change first name of Mr. Sculley from Mo to Maurice.

- \*\* MR. COGGIN MADE MOTION TO APPROVE THE MINUTES OF THE APRIL 19, 2005 SPECIAL MEETING AS AMENDED.**
- \*\* CHAIRMAN BROWN SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**

**GM REPORTS**

Mr. Leary reviewed his report. He pointed out that, pertaining to the Norwalk generator project, there was an issue with the Arborvitaes trees. He stated that he had the bids for the trees and he met with Norden, but now they do not want the trees there because they will be outside the fence and there will be no room to put the trees. He stated that the building manager is now going to obtain a quote for a metal fence and he would have wait for that to come back.

Mr. Leary reported that he is still waiting for the warranties on the generator before the lease agreement can be completed. Mr. Leary reported that the appraisal of the firehouse was going forward. Discussion took place regarding the energy legislation requiring municipal utilities to pay one mill into a CMEEC conservation and load management fund. Mr. Cleary stated that the bill stands in draft to be phased in by 2010.

Mr. Leary reported that he advertised at community colleges and The Hour for an Apprentice Lineworker. Chairman Brown noted that he also gave Mr. Leary a list of vocational high schools.

## **OPERATING REPORTS**

Mr. Leary reviewed the March financials. Mr. Stoops stated that there needed to be more discussion on rate structures for profitability and they should also look at the long term viability of the current rate structure with the gap of the Norden generator. Mr. Coggin asked that the rate structure be looked at on a going forward basis and asked when they were going to look at it in a comprehensive manner along with the fuel adjustment charge.

## **LINEWORKER HIRE**

Mr. Leary reported that a conditional offer of employment has been extended to William Ruedeman as a lineman. He stated that he had excellent credentials and had been referred by Ray Mitchell and was currently working for CL&P but will be retiring the end of June.

**\*\* MR. COGGIN MOVED THAT MR. LEARY HIRE WILLIAM RUEDEMAN FOR THE POSITION OF LINEMAN, ON A FULL TIME BASIS, SUBJECT TO CHECKING REFERENCES, CRIMINAL HISTORY, DRIVING RECORD, AND OTHER APPROPRIATE BACKGROUND CHECKS, WITH A START DATE OF JULY 1, 2005.**

**\*\* CHAIRMAN BROWN SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

## **NORDEN TREE PLANTING BIDS**

Chairman Brown stated that a decision could not be made on the tree plantings until it is decided whether there will be trees or a fence at the Norden location. Mr. Oman stated that the trees need to be planted in the spring or fall and not in July or August. Chairman Brown stated that he hoped to have an answer for him by the next meeting.

**\*\* CHAIRMAN BROWN MOVED TO TABLE ITEM 6 (NORDEN TREE PLANTING BID) UNTIL THE NEXT MEETING.**

**\*\* MR. COGGIN SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

**\*\* CHAIRMAN BROWN MOVED TO TABLE THE FOLLOWING ITEMS TO THE NEXT MEETING.**

- Item 7 Construction Manager**
- Item 8 Apprentice Lineworker Program**
- Item 9 Seasonal intern**
- Item 10 Rate Structure**
- Item 11 Solar Update**
- Item 12 Priorities**
- Item 16 Status of Elector-approved improvements to Firehouse**
- Item 17 Status of Elector-approved improvements to Library**
- Item 18 Street lighting project near cemetery**

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- \*\* MR. COGGIN SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**

**ADOPTING OF PARCEL BY EAST NORWALK RAIL STATION BILLBOARDS**

Chairman Brown commended Commissioner Coggin for all his efforts in the removal of the billboards adjacent to the East Norwalk railroad station. Mr. Coggin thanked Chairman Brown and stated that he had received a letter from the MTA informing him that two of the four billboards are scheduled to be removed by July 31.

- \*\* MR. COGGIN MOVED THAT THE THIRD TAXING DISTRICT, PURSUANT TO COMMUNICATION WITH CLEAN & GREEN, ZONING AND THE IMPROVEMENT ASSOCIATION, AND SUBJECT TO ANY ZONING AND/OR DPW AND/OR MTA APPROVALS NEEDED, MAINTAIN ITS ADOPTION OF THE SMALL PARCEL ADJACENT TO THE DRIVEWAY GOING INTO THE NEW YORK BOUND EAST NORWALK RAILROAD STATION.**
- \*\* CHAIRMAN BROWN SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**

- \*\* MR. COGGIN MOVED TO ALLOCATE \$6,000 OUT OF THE DISTRICT CONTINGENCY FUND FOR THE BEAUTIFICATION OF THE SMALL PARCEL ADJACENT TO THE DRIVEWAY GOING INTO THE NEW YORK BOUND EAST NORWALK RAILROAD STATION FOR THINGS SUCH AS LANDSCAPING AND A "WELCOME TO EAST NORWALK" SIGN.**
- \*\* CHAIRMAN BROWN SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**

Mr. Coggin also reported that he drafted a press release pertaining to the billboards removal. The press release draft was reviewed. Mr. Coggin noted that he would also add an acknowledgement to Michael Greene of Zoning in the press release.

- \*\* MR. COGGIN MOVED THAT THE PRESS RELEASE PERTAINING TO THE MTA BILLBOARDS REMOVAL, AS DRAFTED ON MAY 9, 2005 WITH CHANGES, WILL BE SENT OUT.**
- \*\* CHAIRMAN BROWN SECONDED.**
- \*\* MOTION PASSED UNANIMOUSLY.**

**REQUEST FROM CAP SQUADRON FOR DONATION OF UTILITY POLES AND INSTALLATION**

Discussion followed on the request to donate eight utility poles that are not useable and three new poles for training/obstacle course to the Civil Air Patrol Squadron. Attorney Dennin stated that the law in the State of Connecticut states that you cannot waive future negligence and the waivers will not be enforceable because they will be against public policy. Mr. Coggin asked if it would be acceptable to have a waiver and use limitation so that the poles were not installed vertically at full length or if they agree to limit the use of them. Attorney Dennin stated that

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using the eight poles on the ground as landscaping poles would lower the risk liability but would not eliminate it. Chairman Brown stated that he would not want the District to take the risk because of the issues of liability and that he would rather take the risk.

Chairman Brown stated that he would like to go visit the CAP location and also find out the cost to install the poles. He requested that this item be tabled until the next meeting.

### **TTD WEBSITE IMPROVEMENTS**

Mr. Coggin requested that a survey tool called "Survey Monkey" be added to the website improvements list. Discussion followed. Chairman Brown and Mr. Coggin agreed to begin soliciting bids for the website improvements.

**\*\* CHAIRMAN BROWN MADE A MOTION TO ADJOURN.**

**\*\* MR. COGGIN SECONDED.**

**\*\* MOTION PASSED UNANIMOUSLY.**

The meeting was adjourned at 10:15 p.m.

Respectfully submitted,

Donna DeVito  
Telesco Secretarial Services